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## ***Public Utilities Commission of the State of California***

*Steve Larson, Executive Director*

### Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

### Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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### **Daily Calendar Monday, December 27, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

Email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
toll-free: 1-866-849-8390  
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

January 13, 2005	10:00 am	San Francisco
January 27, 2005	10:00 am	San Francisco
February 10, 2005	10:00 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

January 10, 2005	1:30 pm	San Francisco
January 24, 2005	1:30 pm	San Francisco
February 7, 2005	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS**

**NONE**

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**NOTICES****Central Files Revised Office Hours**

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION****Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
Email: pol@cpuc.ca.gov

**COMMISSIONER OFFICE HOURS****NONE****PUBLIC MEETING & WORKSHOPS****Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Telecommunications Access for the Deaf and Disabled  
Administrative Committee  
January 4, 2005  
10 am - 4 pm*

*DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland*

The Telecommunications Access for the Deaf and Disabled Administrative Committee will hold a meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Welcome and Introduction of Members, Minutes of the December 7, 2004 TADDAC Meeting, Review and follow-up on Action List from previous meeting; II. Approval of Agenda; III. Administrative Business, Public Input, Report from the Chair, Report from CPUC Staff, Report from CCAF Staff; IV. Unfinished Business, Report from the CRS II Working Group, Discussion of CapTel Trial and Equipment Distribution Plan, Discussion of CPUC's Report Entitled "DDTP Options for Acquiring Equipment and Services" and Related Contract Extension Issues; and V. New Business, Recommendations from CRSAC, Recommendations from EPAC, Discussion of Nomination and Interview Process for new DDTP Committee Members, A. Discussion of Other State Agencies to Administer the DDTP - Discussion of Recommendations in the California Performance Review Report, Review of Voucher Trial Report, Expanding CTAP, Committee Member Constituency, Appointment of Interview, Review of Draft 2005-2006 DDTP Budget Comment Process, Discussion of Sprint and Nextel Business Arrangement.

For additional information, please call Jane Elin, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1118 TTY, or email her at jelin@ddtp.org. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

**Environmental Notice**

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Deaf and Disabled Telecommunications Program  
CRS 2 Workgroup  
January 5, 2005  
1 pm – 4 pm*

*DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland*

The Deaf and Disabled Telecommunications Program will hold a meeting of the CRS 2 Workgroup – Mtg. #10. The purpose of the Committee is to discuss and provide recommendations on certain aspects of the new California Relay Service.

I. Welcome and Introduction of Members; II. Review and approve the Minutes of the December 8, 2004, CRS-II Workgroup Meeting; III. Review and approve agenda; IV. Action items from previous meeting; V. Comments/report from the CPUC; I. CRS-II implementation/progress report, including: Acceptance Testing, Technical and call handling issues, Network Management Services start up and reporting; VII. Website update and demonstration; VIII. CRS-II marketing and outreach progress report including timelines and any operational delays to date; IX. CRS-II reporting requirements, format, and procedures; X. Progress on 711 Choice Form, including availability and the paper-based version; XI. Schedule and agenda for next CRS-II Workgroup meeting; and XII. Adjournment.

**Meeting Information**

For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice**

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice – I00-11-001, Ph. 6: Tehachapi Transmission Study Group Meeting**

January 6, 2005 1 pm – 5 pm	Pacific Gas and Electric Company 77 Beale Street, Room 308 San Francisco
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Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply.

The workshop concerning Tehachapi area transmission development in the above-entitled matter continues a series of workshops scheduled by the Study Group as ordered in D04-06-010 (effective June 10, 2004). The Study Group is to prepare a comprehensive development plan for phased expansion of transmission capability in the Tehachapi area. Southern California Edison Company is directed to file the plan prepared by the Study Group in this proceeding within nine (9) months of the effective date of this decision (by March 9, 2004).

Questions may be directed to Brian Schumacher, Energy Division CPUC, at [bds@cpuc.ca.gov](mailto:bds@cpuc.ca.gov).

Please send Kang-Ling Ching, [kxc5@pge.com](mailto:kxc5@pge.com), telephone no. (415)-973-7637, your name and the organization you represent by January 4, 2005 if you are planning on attending, so PG&E can notify its Corporate Security Department.

**Public Workshop Notice – Working Group 3 meeting to discuss the 2004 research and evaluation results associated with Statewide Pricing Pilot (SPP), Automated Demand Response System (ADRS) Pilot, and Information Display Pilot**

January 7, 2005 10 am – 4 pm	Hiram W. Johnson State Building 455 Golden Gate Avenue, Benicia Conference Room San Francisco
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The purpose of this Working Group 3 meeting is to review the 2004 research and evaluation results for the Statewide Pricing Pilot (SPP), Automated Demand Response System (ADRS) Pilot, and Information Display Pilot. This WG3 meeting is part of the Demand Response Rulemaking (R02-06-001). For more information contact Moises Chavez at (415) 703-1851 or [mcv@cpuc.ca.gov](mailto:mcv@cpuc.ca.gov).

**Workshop Notice – R04-04-003 (Resource Adequacy – Phase 2)**

January 12, 2005 10 am	California Public Utilities Commission 505 Van Ness Avenue, Commission Courtroom (Corner of Van Ness Avenue and McAllister Street) San Francisco
January 13, 2005 10 am	
January 18, 2005 10 am	
January 19, 2005 10 am	
January 25, 2005 10 am	
January 26, 2005 10 am	

Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning.

The workshop in the above-entitled matter will be held before Administrative Law Judge Mark S. Wetzell or advisory staff.

**Workshop Notice – I00-11-001 – Phase 8: RPS- TRCR**

January 20, 2005	California Public Utilities Commission
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10 am – 5 pm	505 Van Ness Avenue, Hearing Room A (Corner of Van Ness Avenue and McAllister Street)
and	San Francisco
January 21, 2005	
10 am – 5 pm	

Order Instituting Investigation into Implementation of Assembly Bill 970 Regarding the Identification of Electric Transmission and Distribution Constraints, Actions to Resolve Those Constraints, and Related Matters Affecting the Reliability of Electric Supply.

The CPUC, in collaboration with staff from the Energy Commission, hereby schedules a staff workshop in Phase 8 of this proceeding to consider reforms to the Transmission Ranking Cost Report component of the Renewables Portfolio Standard program.

Parties are free to suggest additions to the list of issues that was circulated on December 23, 2005 by email to the current service list. Please reply by email to Dan Adler at [dpa@cpuc.ca.gov](mailto:dpa@cpuc.ca.gov) by 5:00 p.m., Monday, January 10th, 2005. Parties should indicate their interest in making any presentations at that time. Staff will add appropriate party suggestions to this list and will circulate to the same service list a workshop agenda by Friday, January 14th.

**Workshop Notice – R04-10-010**

February 9, 2005 10 am	California Public Utilities Commission 505 Van Ness Avenue, Commission Courtroom (Corner of Van Ness Avenue and McAllister Street) San Francisco
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Rulemaking to Set Hourly Rates for Purposes of Calculating Intervenor Compensation Awards, Pursuant to Public Utilities Code Section 1801 and Following, for Work Performed in Calendar Year 2005. The workshop in the above-entitled matter will be held before Administrative Law Judge Steve Kotz.

**Workshop Notice – R01-08-028: Updated Policy Rules for Post-2005 Energy Efficiency Programs**

February 15, 2005 9:30 am - 5 pm	California Public Utilities Commission 505 Van Ness Avenue, Commission Training Room (Corner of Van Ness Avenue and McAllister Street)
and	San Francisco
February 16, 2005 9:30 am - 5 pm	

Order Instituting Rulemaking to Examine the Commission's Future Energy Efficiency Policies, Administration, and Programs.

A two-day workshop in the above-entitled matter will be held before Administrative Law Judge (ALJ) Meg Gottstein. For more information, contact ALJ Meg Gottstein at [meg@cpuc.ca.gov](mailto:meg@cpuc.ca.gov).

**NOTICE OF DRAFT RESOLUTIONS  
(Pursuant to PU Code § 311(g))**

**Draft Resolution Increasing Household Goods Carrier Maximum Rates Available For Public Review And Comment**

A draft resolution (TL-19052) of the Consumer Protection and Safety Division that increases the household goods carrier maximum rates contained in Maximum Rate Tariff 4 by 2.2 percent will be on the January 13, 2005 Commission meeting agenda. The Commission may vote on this resolution at that time, or it may postpone a vote until later. When the Commission votes on TL-19052, it may adopt all or part of it as written, amend or modify it, or set it aside and prepare a different resolution.

Interested parties may obtain a copy of TL-19052 for review and submission of written comments. A copy of the draft resolution may be obtained from, and any subsequent written comments should be submitted to:

Wilson E. Lewis, Supervisor  
Consumer Protection and Safety Division – License Section  
California Public Utilities Commission  
505 Van Ness Avenue, 2<sup>nd</sup> Floor  
San Francisco, CA 94102  
Telephone: (415) 703-2071

An original and 2 copies of comments must be received by the Consumer Protection and Safety Division by January 3, 2005. Comments shall be limited to 5 pages in length plus a subject index listing the recommended changes to TL-19052, a table of authorities and an appendix setting forth proposed findings and ordering paragraphs. Comments shall focus on factual, legal or technical error in the proposed resolution. Late filed comments will ordinarily be rejected. However, in extraordinary circumstances, a request for leave to submit comments late, together with the proposed comments, may be filed. An accompanying declaration under penalty of perjury shall also be submitted setting forth all the reasons for the late submission.

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The Telecommunications Division has prepared Resolution T-16897 for the January 13, 2005, Commission Agenda. This resolution approves Citizens Telecommunications Company of California to (1) implement a permanent California High Cost Fund-B surcredit; and (2) true up of temporary CHCF-B catch-up surcredit in compliance with D98-09-039. The draft resolution of the Telecommunications Division in this matter was mailed to parties in accordance with PUC Code Section 311(g)(1).

Any questions or comments should be directed to:

Hassan Mirza  
Telecommunications Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102 or (415) 703-1625

[http://www.cpuc.ca.gov/WORD\\_PDF/COMMENT\\_RESOLUTION/42166.doc](http://www.cpuc.ca.gov/WORD_PDF/COMMENT_RESOLUTION/42166.doc)

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#### NEW FILINGS

12/16/04      **A04-12-019** - M & A International Group, LLC, to Modify its existing Passenger Stage Corporation Certificate #12938 to add a scheduled route between the Oxnard Airport (OXN) in the City of Oxnard, on the one hand, and the Los Angeles World Airport (LAX), on the other hand; (80 Vista Lago Drive, Simi Valley, CA 93066; no telephone number provided).

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#### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

NONE

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#### DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS

NONE

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**ADVICE LETTER FILINGS**

NONE

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Consumer Protection and Safety Division**  
**Miscellaneous Transportation Items**

NONE

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**

NONE

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

<b>12/15/04</b> ALJ Barnett	<b>A.02-05-004 (PHASE 2 – Revenue Allocation and Rate Design)</b> - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and <b>I.02-06-002</b> - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company.
<b>12/15/04</b> ALJ Econome	<b>C.04-05-014</b> - Utilisource, fka Eastern Pacific Energy, Inc., a California Corporation, Complainant, vs. Southern California Edison Company, Defendant.
<b>12/21/04</b> ALJ Galvin	<b>A.04-08-008</b> - Application of Southern California Edison Company (U 338-E) for Approval of its Forecast 2005 ERRR Proceeding Revenue Requirement; to Implement its ERRR Revenue Requirement Coincident with the DWR Power Charge Revenue Requirement; and to Consolidate all Commission-authorized Revenue Requirements and Set Unbundled Rate Components Beginning January 1, 2005.

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

ALJ Walwyn	<b>A.04-04-040</b> - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007, and <b>A.04-04-041</b> - In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007, and <b>A.04-08-013</b> - In the Matter of the Application of California-American Water Company for Authority Pursuant to PU Code Section 454 to Restructure and Consolidate its Rates for its Sacramento and Larkfield Districts, <b>Evidentiary Hearing currently set for December 27 – 29 reset to January 24 - 26</b>
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**REMOVALS FROM CALENDAR****NONE****NEW SETTINGS****NONE****LAW AND MOTION**

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**12/27/04** NONE SCHEDULED  
10:00 a.m.

**1/3/05** NONE SCHEDULED  
10:00 a.m.

**1/10/05** NONE SCHEDULED  
10:00 a.m.

**FINAL ORAL ARGUMENTS (FOA)****NONE****HEARINGS**

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

*(PHC) = Prehearing Conference*  
*(EH) = Evidentiary Hearing*  
*(PPH) = Public Participation Hearing*  
*(IAM) = Initial Arbitration Meeting*  
*(M) = Mediation*

*(ECP) = Expedited Complaint Procedure*  
*(OSC) = Order to Show Cause*  
*(WS) = Workshop*  
*(FPH) = Full Panel Hearing*  
*(AH) = Arbitration Hearing*

*(CA) = Closing Argument*  
*(LM) = Law & Motion*  
*(OA) = Oral Argument*

**1/4/05** **A.04-06-002 (EH)** – In the Matter of the Joint Application of Shell California Pipeline Company LLC and  
10:00 a.m. Crimson California Pipeline L.P., pursuant to Section 851 of the Public Utilities Code, for Approval of the  
ALJ Barnett Purchase and Sale of Certain Public Utility Pipeline Assets,  
Comr Kennedy **Commission Courtroom, San Francisco**



- 1/4/05**  
10:00 a.m.  
ALJ McVicar  
Comr Kennedy  
**A.04-08-012 (EH)** - In the Matter of the Application of California-American Water Company for Authority Pursuant to Public Utilities Code Section 454 to Restructure and Consolidate its Rates for its Monterey and Felton Districts,  
**Commission Courtroom, San Francisco**  
**(also January 5 – 7)**
- 1/4/05**  
10:00 a.m.  
ALJ Jones  
Comr Brown  
**A.04-09-023 (AH)** - Application by Pacific Bell Telephone Company dba SBC California (U 1001 C) for Arbitration of an Interconnection Agreement with AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C), and TCG San Francisco (U 5454 C) Pursuant to Section 252(b) of the Telecommunications Act of 1996,  
**Commission Courtroom, San Francisco**  
**(also January 5 – 7 and January 10 – 14)**
- 1/5/05**  
10:00 a.m.  
ALJ Econome  
Comr Wood  
**A.04-06-030 (EH)** - In the Matter of the Application of the City of Petaluma, a Municipal Corporation, for an Order Authorizing the Relocation of One At-Grade Crossing of the Tracks of the Sonoma Marin Area Rail Transit District in the City of Petaluma, County of Sonoma,  
**Commission Courtroom, San Francisco**
- 1/5/05**  
4:30 p.m.  
ALJ DeBerry  
Comr Peevey  
**A.04-09-028 (PPH)** - In the Matter of Application of California Water Service Company (U 60 W), a corporation, for an order authorizing it to increase rates charged for water service in the Chico District by \$2,614,975 or 24.20% in fiscal 2005-2006, by \$603,000 or 4.46% in fiscal 2006-2007, and by \$603,000 or 4.27% in fiscal 2007-2008, and  
Related Matters:  
**A.04-09-029**  
**A.04-09-030**  
**A.04-09-031**  
**A.04-09-032**  
**A.04-09-033**  
**A.04-09-034**  
**A.04-09-035**  
**The Salinas Sports Complex – Rodeo Room, 1034 North Main Street, Salinas, CA**  
**Also:**  
**1/6/05, 4:30 p.m., Woodside Elementary School – Library, 3195 Woodside Road, Woodside, CA**  
**1/12/05, 4:30 p.m., Stockton Public Library- Stewart-Hazelton Room, 605 N. El Dorado Street, Stockton, CA**  
**1/20/05, 4:30 p.m., Chico Area Recreation and Parks District – The Arts & Crafts Room, 545 Vallombrosa Avenue, Chico, CA**
- 1/6/05**  
1:30 p.m.  
ALJ Grau  
Comr Brown  
**A.04-10-036 (TELEPHONIC – PHC)** - Application of William M. Gavin (Affordable Home & Apartment Movers) to Operate as Household Goods Carrier in State of California,  
**Commission Courtroom, San Francisco**
- 1/6/05**  
2:00 p.m.  
ALJ Barnett  
Comr Brown  
**A.04-11-003 (PHC)** - Application of San Diego Gas and Electric Company (U 902-E) for Adoption of Cost Recovery and Ratemaking Mechanisms Relative to SDG&E's Acquisition and Operation of the Palomar Energy Center,  
**Commission Courtroom, San Francisco**
- 1/7/05**  
1:00 p.m.  
ALJ McKenzie  
Comr Kennedy  
**C.04-10-024 (PHC)** - Pac-West Telecomm, Inc., Complainant, vs. AT&T Communications of California, Inc., Teleport Communications Group of San Francisco, Teleport Communications Group of Los Angeles, and Teleport Communications Group of San Diego, Defendants,  
**Commission Courtroom, San Francisco**
- 1/10/05**  
11:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-08-018 (PHC)** - Order Instituting Rulemaking to Review Policies Concerning Intrastate Carrier Access Charges,  
**Commission Courtroom, San Francisco**

- 1/11/05**  
10:00 a.m.  
ALJ Walker  
Comr Kennedy  
**A.04-02-031 (PHC)** - Application of the City of Gridley to remove the Laurel Street crossing of the Union Pacific Railroad Company tracks and construct a new crossing in the City of Gridley, County of Butte,  
**Commission Courtroom, San Francisco**
- 1/11/05**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.04-08-042 (EH)** - In the Matter of the Application of **SOUTHERN CALIFORNIA WATER COMPANY (U 133 W)** for an Order authorizing it to increase rates for water service by \$677,900 or 9.65% in 2005, by \$177,600 or 2.31% in 2006, and by \$186,000 or 2.36% in 2007 in the Arden-Cordova Customer Service Area; by \$227,300 or 4.71% in 2005, by \$126,400 or 2.50% in 2006, and by \$136,100 or 2.63% in 2007 in the Bay Point Customer Service Area; by \$136,200 or 10.37% in 2005, by \$45,800 or 3.16% in 2006, and by \$47,900 or 3.20% in 2007 in the Clearlake Customer Service Area; by \$183,500 or 9.44% in 2005, by \$89,700 or 4.22% in 2006, and by \$95,300 or 4.30% in 2007 in the Los Osos Customer Service Area; by \$214,500 or 8.07% in 2005, by \$154,600 or 5.38% in 2006, and by \$160,900 or 5.31% in 2007 in the Ojai Customer Service Area; by \$644,900 or 10.57% in 2005, by \$314,500 or 4.66% in 2006, and by \$331,000 or 4.69% in 2007 in the Santa Maria Customer Service Area; by \$575,100 or 7.24% in 2005, by \$120,600 or 1.42% in 2006, and by \$192,900 or 2.23% in 2007 in the Simi Valley Customer Service Area; and various other relief,  
**Commission Courtroom, San Francisco**
- 1/11/05**  
10:00 a.m.  
ALJ Thorson  
Comr Peevey  
**A.04-11-004 (PHC)** - Application of Union Pacific Railroad Company, Keene Water System (0434W), For Authorization to Increase Rates and For Interim Rate Relief.  
**Commission Courtroom, San Francisco**
- 1/12/05**  
10:00 a.m.  
ALJ Wetzell  
Comr Peevey  
**R.04-04-003 (WS) (Resource Adequacy – Phase 2)** - Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning,  
**Commission Courtroom, San Francisco**  
**(also January 13; January 18 – 19; and January 25 – 26)**
- 1/12/05**  
1:00 p.m.  
ALJ McKenzie  
Comr Peevey  
**C.04-10-005 (PHC)** - ProPacific Fresh, Complainant, vs. Pacific Gas and Electric Company, Defendant, (U 39 E),  
**Commission Courtroom, San Francisco**
- 1/12/05**  
1:00 p.m.  
ALJ McKenzie  
Comr Peevey  
**C.04-10-034 (PHC)** - Live Oak Farms and Raymond Giampaoli,, Complainants, vs. Pacific Gas and Electric Company, and Does 1 through 100, inclusive, Defendant,  
**Commission Courtroom, San Francisco**
- 1/13/05**  
10:00 a.m.  
ALJ Allen  
Comr Brown  
Comr Lynch  
**A.00-11-038 (PHC)** - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and  
**A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and  
**A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,  
**Commission Courtroom, San Francisco**
- 1/13/05**  
11:00 a.m.  
ALJ Barnett  
**C.04-10-020 (ECP)** - Nick J. Constantinides, Complaint, vs. Bear Valley Electric Services, Defendant,  
**San Bernardino State Building, 464 West Fourth Street, 7<sup>th</sup> Floor, Room 718, San Bernardino, CA**

- 1/14/05**  
10:00 a.m.  
ALJ McKenzie  
Comr Brown  
**A.04-11-007 (PHC)** - Application of Pacific Gas and Electric Company (U 39 E) for Rate and Line Extension Incentives for Conversion of Stationary Agricultural Internal Combustion Equipment to Electric Service, and  
**A.04-11-008** - Application of Southern California Edison Company (U 338-E) for Rate and Line Extension Incentives for Conversion of Stationary Agricultural Internal Combustion Equipment to Electric Service,  
**Commission Courtroom, San Francisco**
- 1/14/05**  
11:00 a.m.  
ALJ Walker  
Comr Kennedy  
**A.04-09-009 (PHC)** - Application of Avista Corporation (U 907 G), a Washington corporation, and Southwest Gas Corporation (U 905 G), a California corporation, for authority to sell interests in utility property pursuant to the provision of Section 851 of the Public Utilities Code of the State of California,  
**Commission Courtroom, San Francisco**
- 1/14/05**  
11:00 a.m.  
ALJ Barnett  
**C.04-10-027 (ECP)** - Sotelo Car Care, Inc., Complainant, vs. Nextel of California, Inc., Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/14/05**  
1:00 p.m.  
ALJ Barnett  
**C.04-10-025 (ECP)** - Innovative Glass Elements, Inc., Complainant, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/19/05**  
9:30 a.m.  
ALJ Duda  
Comr Brown  
**A.04-05-002 (AH)** - In the Matter of the Request for Arbitration of XO California, Inc. Of an Amendment to an Interconnection Agreement with SBC California Pursuant to Section 252(B) of the Communications Act of 1934, as Amended,  
**Commission Courtroom, San Francisco**  
**(also January 20)**
- 1/19/05**  
10:00 a.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(also January 20 – 21 at 9:00 a.m.)**
- 1/19/05**  
2:00 p.m. &  
7:00 p.m.  
ALJ Fukutome  
Comr Peevey  
**A.04-08-042 (PPH)** - In the Matter of the Application of **SOUTHERN CALIFORNIA WATER COMPANY (U 133 W)** for an Order authorizing it to increase rates for water service by \$677,900 or 9.65% in 2005, by \$177,600 or 2.31% in 2006, and by \$186,000 or 2.36% in 2007 in the Arden-Cordova Customer Service Area; by \$227,300 or 4.71% in 2005, by \$126,400 or 2.50% in 2006, and by \$136,100 or 2.63% in 2007 in the Bay Point Customer Service Area; by \$136,200 or 10.37% in 2005, by \$45,800 or 3.16% in 2006, and by \$47,900 or 3.20% in 2007 in the Clearlake Customer Service Area; by \$183,500 or 9.44% in 2005, by \$89,700 or 4.22% in 2006, and by \$95,300 or 4.30% in 2007 in the Los Osos Customer Service Area; by \$214,500 or 8.07% in 2005, by \$154,600 or 5.38% in 2006, and by \$160,900 or 5.31% in 2007 in the Ojai Customer Service Area; by \$644,900 or 10.57% in 2005, by \$314,500 or 4.66% in 2006, and by \$331,000 or 4.69% in 2007 in the Santa Maria Customer Service Area; by \$575,100 or 7.24% in 2005, by \$120,600 or 1.42% in 2006, and by \$192,900 or 2.23% in 2007 in the Simi Valley Customer Service Area; and various other relief,  
**Santa Maria High School – Ethel Pope Auditorium, 901 S. Broadway, Santa Maria, CA**  
**Also:**  
**1/25/05, 2:00 p.m. & 7:00 p.m., Rancho Cordova Neighborhood Center – Community Room A & B, 10665 Coloma Road, Rancho Cordova, CA**  
**1/26/05, 7:00 p.m., Pittsburg City Hall Council Chamber, 65 Civic Avenue, Pittsburg, CA**

- 1/19/05**  
4:30 p.m.  
ALJ Mattson  
Comr Peevey  
**A.04-06-024 (PPH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M,  
**Chico Public Library – Conference Room, 1108 Sherman Avenue, Chico, CA**  
**Also:**  
**2/1/05, 6:00 p.m., Commission Auditorium, 505 Van Ness Avenue, San Francisco, CA**  
**2/2/05, 7:00 p.m., Santa Rosa City Hall Council Chamber, 100 Santa Rosa Avenue, Santa Rosa, CA**  
**2/3/05, 7:00 p.m., Sheriff's Auditorium, 55 West Younger Avenue, San Jose, CA**  
**2/7/05, 4:00 p.m., Tulare Public Library – Centennial Room, 113 North F Street, Tulare, CA**
- 1/20/05**  
7:00 p.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (PPH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Bassett High School Little Theater, 755 N. Ardilla Avenue, La Puente, CA**
- 1/21/05**  
9:30 a.m.  
ALJ Econome  
Comr Brown  
**C.04-08-026 (EH)** - AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C) and TCG San Francisco (U 5454C), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant, and  
**C.04-09-001** - Telescape Communications, Inc. (U 6589 C), Wholesale Airtime, Inc. (U 5751 C), and Blue Casa Communications, LLC (U 6764 C), Complainants, vs. Verizon California, Inc. (U 1002 C), Defendant, and  
**C.04-09-010** - ACN Communication Services, Inc. (U 6342 C), Covad Communications Co. (U 5752 C), and Vycera Communications, Inc. (U 5477), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant,  
**Commission Courtroom, San Francisco**
- 1/21/05**  
10:00 a.m.  
ALJ Jones  
Comr Peevey  
**A.04-11-005 (IAM)** - In the Matter of the Petition by Pac-West Telecomm, Inc. for Arbitration of an Interconnection Agreement with Sure West Telephone Pursuant to 47 U.S.C. §252(b),  
**Commission Courtroom, San Francisco**
- 1/24/05**  
9:00 a.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Commission Courtroom, San Francisco**  
**(also January 25)**
- 1/24/05**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown  
**A.04-04-040 (EH)** - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007, and  
**A.04-04-041** - In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007, and  
**A.04-08-013** - In the Matter of the Application of California-American Water Company for Authority Pursuant to PU Code Section 454 to Restructure and Consolidate its Rates for its Sacramento and Larkfield Districts,  
**Commission Courtroom, San Francisco**  
**(also January 25 - 26)**
- 1/25/05**  
11:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (PHC)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**

- 1/26/05**  
10:00 a.m.  
ALJ Patrick  
**C.04-12-017 (ECP)** - Amokrane Kaci, Complainant, vs. Pacific Bell Telephone Company, dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**
- 1/31/05**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-02-026 (EH)** - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,  
**Commission Courtroom, San Francisco**  
**(also February 1 – 4 and February 7 – 11) (Note: January 31 and February 7 at 10:00 a.m. and the remaining days at 9:30 a.m.)**
- 2/8/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Kennedy  
**R.03-04-003 (FPH)** - Order Instituting Rulemaking on the Commission's Own Motion to Comply with the Mandates of Senate Bill 1563 regarding deployment of Advanced Telecommunications Technologies,  
**Commission Auditorium, San Francisco**
- 2/9/05**  
10:00 a.m.  
ALJ Kotz  
Comr Peevey  
**R.04-10-010 (WS)** - Rulemaking to Set Hourly Rates for Purposes of Calculating Intervenor Compensation Awards, Pursuant to Public Utilities Code Section 1801 and Following, for Work Performed in Calendar Year 2005,  
**Commission Courtroom, San Francisco**
- 2/10/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Brown  
**A.04-07-044 (EH)** - Application of Pacific Gas and Electric Company to Revise its Gas Rates and Tariffs to be Effective July 1, 2005 (U 39 G),  
**Commission Courtroom, San Francisco**  
**(also February 11 and February 14 – 16 at 9:00 a.m.)**
- 2/15/05**  
9:30 a.m.  
ALJ Gottstein  
Comr Kennedy  
**R.01-08-028 (WS)** - Order Instituting Rulemaking to Examine the Commission's Future Energy Efficiency Policies, Administration, and Programs,  
**Commission Training Room, San Francisco**  
**(also February 16)**
- 2/18/05**  
12:00 p.m.  
ALJ Barnett  
**C.04-12-013 (ECP)** - Paul W. Hillseth, Complainant, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 2/18/05**  
1:00 p.m.  
ALJ Barnett  
**C.04-12-011 (ECP)** - James Ahn, Complainant, vs. Southern California Gas Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 2/22/05**  
10:00 a.m.  
ALJ McKenzie  
Comr Brown  
**C.04-08-035 (EH)** - Hofmann Land Development Co., Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**  
**(also February 23 – 25)**
- 3/1/05**  
10:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (PHC)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**
- 3/1/05**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.04-06-032 (EH)** - E. Dennis Geary, Trustee of the Geary Family Trust Under Declaration of Trust Dated October 9, 1990, Complainant, vs. North County Transit District and Versaform Corporation, Defendants,  
**San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also March 2)**

- 3/1/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.04-03-017 (EH)** - Order Instituting Rulemaking Regarding Policies, Procedures and Incentives for Distributed Generation and Distributed Energy Resources,  
**Commission Courtroom, San Francisco**  
**(also March 2 - 4)**
- 3/3/05**  
3:00 p.m.  
ALJ Bushey  
Comr Brown  
**I.04-07-005 (TELEPHONIC – PHC)** - Investigation on the Commission’s own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,  
**Commission Room 5018, San Francisco**
- 3/7/05**  
10:00 a.m.  
ALJ Galvin  
Comr Kennedy  
**A.03-12-008 (EH)** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds, and  
**A.04-08-017** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing replacement of the operations center and customer center in the Chico District and treatment of their net sale proceeds as subject to Public Utilities Code § 790,  
**Commission Courtroom, San Francisco**  
**(also March 8)**
- 3/7/05**  
10:00 a.m.  
ALJ Bushey  
Comr Brown  
**I.04-07-005 (EH)** - Investigation on the Commission’s own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,  
**San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also March 8 – 11)**
- 3/10/05**  
3:00 pm &  
7:00 p.m.  
ALJ Malcolm  
ALJ Allen  
Comr Brown  
**I.04-04-024 (PPH)** - Order Instituting Investigation into the Proposal of Sound Energy Solutions to Construct and Operate a Liquefied Natural Gas Terminal at the Port of Long Beach,  
**Long Beach Public Library – Auditorium, 101 Pacific Avenue, Long Beach, CA 90822**  
**Also:**  
**3/11/05, 3:30 p.m., Wilmington Senior Citizens Center - Main Auditorium Room, 1371 Eubank Avenue, Wilmington, CA**
- 3/14/05**  
9:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also March 15 – 16)**
- 4/20/05**  
9:00 a.m.  
ALJ Vieth  
Comr Kennedy  
**A.04-07-042 (EH)** - In the matter of the Application of Hillview Water Company (U 194-W) for authority to increase rates: In 2004 \$251, 233, or 28.32% above the revenues generated by present rates,  
**Commission Courtroom, San Francisco**  
**(also April 21 – 22, if needed)**
- 4/26/05**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.04-07-018 (EH)** - In the Matter of the Application of SOUTHERN CALIFORNIA WATER COMPANY (U 133-W), for an Order pursuant to Public Utilities Code Section 851 approving a Reallocation Agreement with the City of Folsom, as directed by D.04-04-069,  
**Commission Courtroom, San Francisco**  
**(also April 27 – 28)**

**5/17/05**      **A.04-06-024 (PHC)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal  
10:00 a.m.      Costs, Revenue Allocation, and Rate Design U 39 M,  
ALJ Mattson      **Commission Courtroom, San Francisco**  
Comr Peevey

**5/23/05**      **A.04-06-024 (EH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal  
9:00 a.m.      Costs, Revenue Allocation, and Rate Design U 39 M,  
ALJ Mattson      **Commission Courtroom, San Francisco**  
Comr Peevey      **(also May 24 – 27; May 30 – June 3; and June 6 – 10)**

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#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

NONE

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#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE

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#### NOTICE OF EX PARTE COMMUNICATIONS

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

12/22/04	A03-10-022	Southern California Edison Company, for approval of its 2004 Revenue Requirement and related estimates under the Energy Resource Recovery Account (ERRA); and for a Commission Finding that its Procurement-related and other Operations were reasonable for the Record Period September 1, 2001 through June 30, 2003.
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**Summary: LATE FILED.** On December 13, 2004, Bruce C. Foster, Vice President, Regulatory Affairs of Southern California Edison Company (SCE), met with Cmmr. Wood in San Francisco. Also present was Colin E. Cushnie, Director, Regulatory Affairs, of SCE. SCE representatives discussed ALJ Fukutome’s proposed decision (PD) in SCE’s Energy Resource Recovery Account (ERRA) proceeding. SCE’s representatives expressed concern that PD improperly expands the scope of the least-cost dispatch compliance showing. SCE’s representatives indicated that the PD is inconsistent with AB 57 and with previous Commission determination regarding the scope of a least-cost dispatch review.

**Filer: Southern California Edison Company**

**Contact: Henry Romero**

**Phone: (626) 302-4124**

**Email: [henry.romero@sce.com](mailto:henry.romero@sce.com)**

**Summary: LATE FILED.** On December 14, 2004, Bruce C. Foster, Vice President, Regulatory Affairs of Southern California Edison Company (SCE), met with Brian Prusnek, advisor to Cmmr. Kennedy, at Café Del Stelle in San Francisco. Also present was Colin E. Cushnie, Director, Regulatory Affairs, of SCE. SCE representatives discussed ALJ Fukutome's proposed decision (PD) in SCE's Energy Resource Recovery Account (ERRA) proceeding. SCE's representatives expressed concern that PD improperly expands the scope of the least-cost dispatch compliance showing. SCE's representatives indicated that the PD is inconsistent with AB 57 and with previous Commission determination regarding the scope of a least-cost dispatch review.

**Filer: Southern California Edison Company**

**Contact: Henry Romero**

**Phone: (626) 302-4124**

**Email: henry.romero@sce.com**

12/22/04	A01-02-024	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled switching in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A01-02-035	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to reexamine the recurring costs and prices of unbundled loops in its first annual review of unbundled network element costs pursuant to Ordering Paragraph 11 of D.99-11-050.
	A02-02-031	Telephone Connection Local Services, LLC (U5522-C), for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A02-02-032	AT&T Communications of California, Inc. and WorldCom, Inc., for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and signaling Networks and Call-Related Databases in its Second Annual Review of Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.
	A02-02-034	Pacific Bell Telephone Company (U 1001 C), for the Commission to Re-Examine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs pursuant to D99-11-050.
	A02-03-002	XO California, Inc. (U 5553 C), for the Commission to Re-Examine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops provided by Pacific Bell Telephone Company, as and for the Commission's Second Triennial Review of Recurring Unbundled Network Element Costs pursuant to Ordering Paragraph 11 of D99-11-050.

**Summary:** On December 17, 2004, Michael Morris, Director – Regulatory/External Affairs, XO California, Inc. (XO), met with Lester Wong, advisor of Pres. Peevey, and Tim Sullivan, advisor to Cmmr. Kennedy, in two separate meetings in San Francisco. At the meeting with Lester Wong was present Peter Hanson, advisor to Cmmr. Brown. Nick Selby, outside counsel for XO, participated in each of these meetings. Morris and Selby discussed the status of the 'true-up' phase of the UNE 'relook' proceeding and said that Pacific Bell Telephone Company dba SBC California (SBC CA), was acting in a manner that was inconsistent with its public statements to the Commission. Morris and Selby said that SBC CA was improperly refusing to pay monies owed to XO under 2002 amendments to the interconnection agreement. Morris and Selby urged the Commission to clarify that, where competitive local exchange carriers offer to waive the benefit of the stay on 'true-up' payments that are imposed by D04-09-063, those parties should proceed to make the 'true-up' payments called for by that decision, and those parties and SBC CA should also simultaneously make the 'true-up' payments required by their interconnection agreements.



**Filer: XO California, Inc.**

**Contact: Nancy Post**

**Phone: (650) 323-0990**

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